IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

WEDNESDAY, THE 29TH NOVEMBER 2006 / 8TH AGRAHAYANA 1928

Bail Appl..No. 7008 of 2006()

C.R.NO.23/06 OF KUNNAMANGALAM POLICE STATION

: PETITIONER/ACCUSED:

SHAKUNTHALA, D/O.KUNJAN,
CHERUTHADATHIL HOUSE, THAZHAKODE AMSOM DESOM,
KOZHIKODE DISTRICT.

BY ADV. SRI.R.BINDU (SASTHAMANGALAM)
SRI.PRASANTH M.P

RESPONDENTS: COMPLAINANT & STATE:

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1. THE EXCISE INSPECTOR,
KUNNAMANGALAM EXCISE RANGE,
KUNNAMANGALAM.

2. STATE OF KERALA, REPRESENTED BY
THE PUBLIC PROSECUTOR, HIGH COURT OF KERALA,
ERNAKULAM.

BY PUBLIC PROSECUTOR SHRI P.N.SUKUMARAN

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 29/11/2006, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V.RAMKUMAR, J.

B.A.No. 7008 OF 2006

DATED THIS THE **29th** DAY OF NOVEMBER, 2006

O R D E R

Petitioner, a lady, who is the sole accused in C.R.No.23/06 of Kunnamangalam Excise Range for offences punishable under sections 8(1) and 8(2) of the Abkari Act for allegedly having been found in possession of 3 litres of arrack on 11.7.2006, seeks anticipatory bail.

2. Learned Public Prosecutor opposed the application submitting, inter alia, that the petitioner is an accused in one more crime involving similar offence.

3. Anticipatory bail cannot be granted in a case of this nature. There is no reason why the petitioner should not seek regular bail. Accordingly, if the petitioner surrenders before the Magistrate concerned and files an application for regular bail, the same shall be considered and disposed of, preferably on the same date on which it is filed.

With this observation, this application is dismissed.

V.RAMKUMAR, JUDGE

dsn